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**From:** Faeth, Lisa [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=12AF792B39CC4B4FA8089976F3F8859F-LFAETH]  
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**Subject:** News Articles (For EPA Distribution Only)

## BNA DAILY ENVIRONMENT REPORT ARTICLES

### Pruitt Heads to the Hill • Pompeo, Macron and Merkel • Colorado River Battles

Posted: Apr 23, 2018, 6:30 AM EDT

By [Chuck McCutcheon](#)

Scott Pruitt won't be inside his soundproof phone booth, or have bodyguards as a buffer, when he sits down before lawmakers this week.

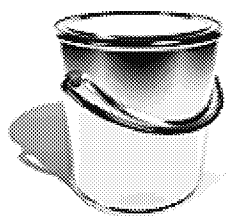
The EPA administrator is scheduled to appear Thursday before the House Energy and Commerce energy panel, then head to the House subcommittee that controls his agency's spending. Pruitt has only made a handful of appearances before Congress, so members of both parties have lots of questions.

EPA Administrator Scott Pruitt speaks during a recent interview. EPA Administrator Scott Pruitt speaks during a recent interview. Photographer: Andrew Harrer/Bloomberg via Getty Images

Among the issues drawing questions: The installation of the \$43,000 booth and whether bodyguards went with him to Disneyland and the Rose Bowl.

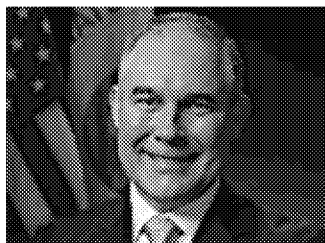
Both have stirred controversy and jump-started investigations—along with Pruitt's unorthodox \$50-per-night rental of a Capitol Hill bedroom from a lobbyist, his frequent trips to his home state of Oklahoma, and what one ex-aide has described as a practice of retribution against EPA workers who challenge the administration. [Abby Smith](#) is covering.

#### EPA Lead Paint, Soil Standards Need Work by June: Adviser



The Environmental Protection Agency hasn't conducted extensive reviews of its lead paint and lead-in-soil standards, which a federal court has ordered it to either update or justify by June, an agency adviser said April 19.

#### **Pruitt Moving Again to Change the Way EPA Uses Science (1)**



#### **Snapshot**

- Pruitt previously told Bloomberg News that agency should rely only on science where data is publicly available
- EPA in 2017 estimated similar open data policy would bar 95 percent of studies it relies on

*By* [Patrick Ambrosio](#)

EPA Administrator Scott Pruitt is taking another step toward changing how the agency uses science.

The White House Office of Management and Budget is reviewing a proposal that aims to strengthen the “transparency and validity” of the science the Environmental Protection Agency uses to support its regulatory decisions, according to

the office's website. OMB's review, typically one of the final steps before a proposal is released for public review, started April 19.

There are no details on what's included in the proposal, but Pruitt told Bloomberg News in March that the EPA should rely on science that is “very objective, very transparent, and very open.” He raised concern about third-party research where the underlying data isn't public.

“That's not right,” Pruitt said in March. “The methodology and data need to be a part of the official record—the rulemaking—so that you and others can look at it and say, ‘Was it wisely done?’”

Researchers and environmental advocates told Bloomberg Environment that such a policy could severely limit the data the agency considers when it regulates everything from drinking water and air quality to pesticides. Some EPA staff agree: The agency in 2017 told the Congressional Budget Office that similar open data requirements would limit usable studies by 95 percent.

“The policy is still being developed,” EPA spokesperson Liz Bowman said in an April 20 statement emailed to Bloomberg Environment. “It's important to recognize that Administrator Pruitt believes all Americans deserve transparency, with regard to the science and data that's underpinning regulatory decisions being made by this Agency.”

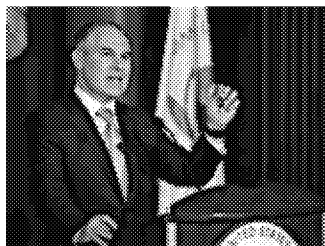
Pruitt's goal is similar to that in legislation ([H.R. 1430](#)) that House Science and Technology Committee Chairman Lamar Smith (R-Texas) introduced, which would require the EPA to base its regulatory decisions on data that's publicly available and substantially reproducible.

Last year, Pruitt barred scientists who receive EPA grants from serving on agency advisory panels, citing conflicts of interest. That policy affected many members of the EPA's advisory panels, including a panel that reviews the science backing national air quality standards, who either left or had to relinquish their grants.

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### **Pruitt's \$43,000 Soundproof Phone Booth Started More Modestly**



#### **Snapshot**

- Agency staff authorized most expensive rush job option
- Higher budgets approved as scale of project mushroomed

*By Jennifer A. Dlouhy*

In the beginning, it was supposed to be just a secure telephone line.

But over the course of four months last year, that phone line destined for the office of Environmental Protection Agency Administrator Scott Pruitt morphed from a no-more-than \$13,500 project into a \$43,000 privacy booth, complete with silenced ventilation and “noise-lock” paneling to keep conversations from being overheard, according to documents obtained by Bloomberg News.

The documents, including purchase requisition forms and email correspondence, add another element to the portrait emerging about Pruitt's spending habits at the agency. They also illustrate some staff unease with the purchase as the scale of the project grew and costs mushroomed.

Just one month into the project, on June 28, 2017, Gayle Jefferson, the director of the EPA's facilities management and services division, confided to colleagues: “The secure room for the administrator appears to be taking on a life of its own.”

EPA spokesman Jahan Wilcox said that “Administrator Pruitt simply requested a secure phone line but never asked for a soundproof booth, nor did he have knowledge of its purchase.”

#### Role of Career Staff

“As required by law,” Wilcox added, “career EPA employees authorized the purchase and installation.”

The documents obtained by Bloomberg News do not capture verbal conversations; they contain electronic communication and may be incomplete. From the documents alone, it is impossible to verify the scope of the initial phone line request or know whether Pruitt and other political appointees ever encouraged a more elaborate project.

Pruitt's soundproof phone booth—installed a few floors up from another secure telecommunications center in the same Washington building—is drawing scrutiny from lawmakers, the White House and the EPA's inspector general. Pruitt is already under fire for other spending—including pricey first-class travel—and his unorthodox \$50-a-night rental of a bedroom in a Capitol Hill condominium from a lobbyist last year.

#### Appropriations Law

Earlier this week, the Government Accountability Office concluded the EPA violated an appropriations law by failing to tell Congress about the planned telecommunications booth purchase, since advance notification was required when spending more than \$5,000 to furnish or redecorate an agency head's office.

The GAO also said the EPA ran afoul of the Antideficiency Act, a measure prohibiting federal agencies from spending government funds in advance or in excess of an appropriation. Career officials within the EPA's Office of General Counsel had concluded the phone booth purchase—like other approved spending on biometric locks—did not need to be reported to Congress.

The documents obtained by Bloomberg News show the heavy role played by career officials who have purchasing power—and suggest political appointees without the authority to approve acquisitions were less involved.

A July 6, 2017 calendar invite to discuss the status of a “secure communication room for the administrator” included roughly two dozen career EPA employees and one political appointee: former Deputy Chief of Staff Kevin Chmielewski.

#### Costs Ballooned

EPA officials seeking bids for the project initially estimated a privacy booth would cost \$13,500 on a July 24, 2017 requisition form. Another \$11,500 was added on Aug. 17, and an additional \$570 was included on Aug. 23 as the staff closed in on a final vendor. That \$25,570, including a \$1,000 after-hours delivery charge, was just for the booth itself;

total costs ballooned to \$43,000 after prep work and installation, including leveling a concrete floor to insert the pre-fabricated steel box.

Former Assistant Deputy Chief of Staff Reginald Allen—who had the top career post in the EPA—sent booth costs of \$24,570 to Chmielewski on Aug. 23, adding that he was waiting for an estimate for the floor from Jefferson's team. Another email says funding was being handled by Allen's office.

#### Different Options

At one point, EPA staff considered four different options for the booth purchase, ranging from \$20,560 for a standard delivery that could take three months to their ultimate choice: a rush job in less than half the time with a \$24,570 price tag.

Chmielewski and Allen did not respond to requests seeking comment. Chmielewski told lawmakers he was put on leave after refusing to retroactively approve first-class travel for one of Pruitt's top aides. And Allen has been reassigned.

The staff realized the project would draw attention on Sept. 27, when an acquisition manager warned Allen: “Just wanted to give you a heads up that the booth made it to the news.” While “it is a legal purchase,” the manager said, it “will be scrutinized.”

Allen responded that the requirement to “speed delivery” came from Chmielewski and Pasquale Perrotta, the special agent in charge of Pruitt's protective detail, who has justified other spending in the name of protecting the administrator. “They must address any questions or concerns,” Allen said.

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#### Feds' Plan to End Kids' Lead Exposure Still on Track for Summer



A cross-agency strategy to reduce or even eradicate lead exposure among children is still on track to be released this summer, EPA officials said April 20.

#### **INSIDEEPA.COM ARTICLES**

#### EPA Floats 'Secret Science' Ban Rule, Signaling Possible Internal Fixes

EPA has sent for White House review a proposed rule to increase the transparency of regulatory science, advancing Administrator Scott Pruitt's controversial efforts to ban the use of “secret science” in a move that suggests officials have



addressed at least some internal concerns that such a policy could violate statutory protections of medical privacy and trade secrets.

## GREENWIRE ARTICLES

### EPA sends 'secret science' plan to White House

Sean Reilly, E&E News reporter

Published: Friday, April 20, 2018



EPA headquarters in Washington. Claudine Hellmuth/E&E News

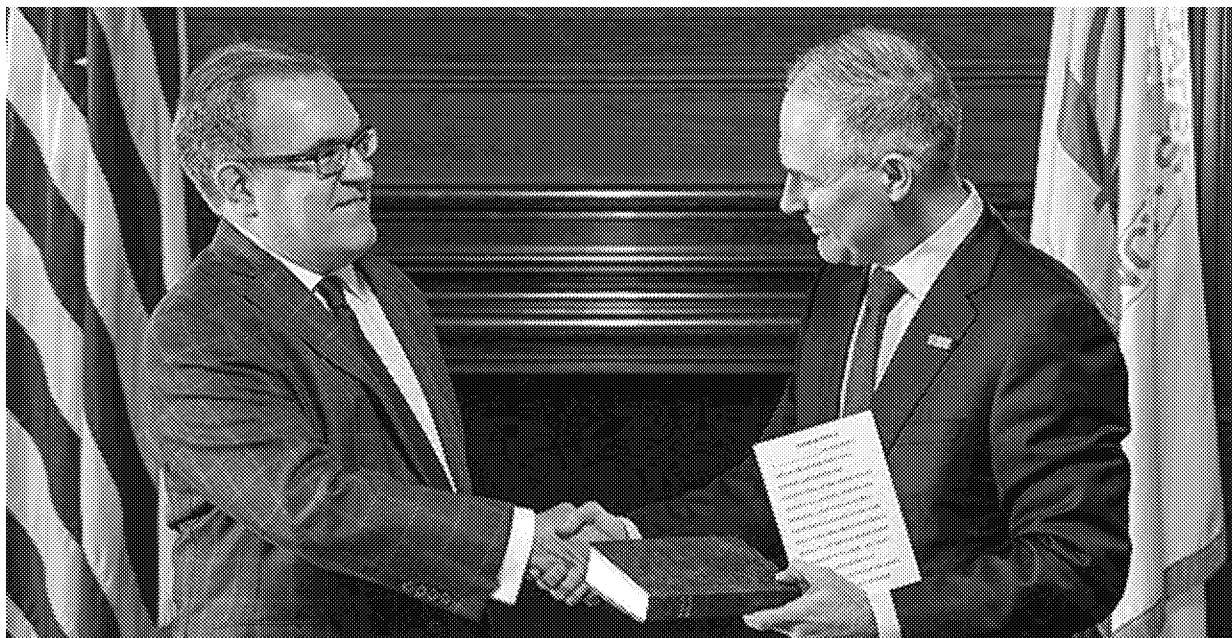
EPA yesterday sent a proposed rule to the White House Office of Management and Budget with the announced purpose of "strengthening transparency and validity in regulatory science," according to the RegInfo.gov site.

The proposal appears to be a concrete step toward restricting the types of scientific research that EPA officials can use in crafting new regulations. The proposal was not listed on EPA's latest semiannual regulatory agenda, and agency press aides did not respond to an emailed request for more information this morning.

"We need to make sure their [scientists'] data and methodology are published as part of the record," EPA Administrator Scott Pruitt told *The Daily Caller*, a conservative news outlet last month, in an article that the agency later distributed as a news release. "Otherwise, it's not transparent. It's not objectively measured, and that's important."

### Wheeler sworn in

Kevin Bogardus, E&E News reporter



EPA Deputy Administrator Andrew Wheeler shakes hands with Administrator Scott Pruitt this morning after being sworn in to the position.

Andrew Wheeler has officially joined EPA as its new No. 2.

Wheeler was sworn in this morning as the agency's deputy administrator.

"Glad to give a warm welcome to Andy Wheeler this morning," Administrator Scott Pruitt said in a tweet today.

Pruitt added the two looked forward to working together to advance President Trump's "agenda of regulatory certainty & environmental stewardship" at EPA.

## CHEMICAL WATCH ARTICLES

### Turkey adds benzyl cyanide to substances subject to import control

23 April 2018 / Substances of concern, Turkey

Turkey has added phenylacetonitrile (benzyl cyanide) to the list of hazardous chemicals and mixtures subject to import controls.

The substances on the list are deemed harmful to human health and require special permission from the Ministry of Health before they can be imported into the country.

The amendment was published in Turkey's *Official Gazette* on 14 April. It became effective immediately.

Echa says the substance is fatal if inhaled, toxic if swallowed and toxic in contact with skin, according to the classification provided by companies in REACH registrations.

It is used as an intermediate for a variety of compounds, including pharmaceuticals and other types of drugs.

## Further Information:

- [Official Gazette \(in Turkish\)](#)
- [List of substances subject to import permission \(in Turkish\)](#)

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## OTHER ARTICLES

### [States Are Doing What Scott Pruitt Won't](#)

New York Times

Before President Trump was elected, Massachusetts, California and Maine led the charge, regulating certain toxic substances that the federal government had let slip by. Now Washington State has moved to the fore in this fight. When Stephen Swanson, a retired E.R. doctor, learned that his drinking ...

### [EPA Pulls Public Documents Regarding Its Transparency Policy](#)

Gizmodo

In an op-ed published in the Hill, Yogin Kothari, a representative for the Center for Science and Democracy at UCS, wrote that the new policy could mean “many of studies that are the foundation of our entire understanding of the public health impacts of pollution and exposure to toxic chemicals would be ...

### [Zero Out Toxics](#)

State PIRGs

There are more than 80,000 **chemicals** on the market in the United States, used in everything from perfumes **and** household cleaners, to fertilizers **and** industrial solvents. These **chemicals** are created to make our lives better, **and** many of them do. Yet most of them go directly into use without testing their ...

### [Response to The Home Depot's new strategy to remove toxic chemicals from cleaning products](#)

Safer Chemicals, Healthy Families (press release) (blog)

Today, The Home Depot announced plans to remove harmful chemicals in cleaning products, in an expansion of the company's chemical strategy. The Home Depot will require suppliers to remove nine **toxic chemicals** from cleaning products by the end of 2022, including certain phthalates, parabens, ...

## A New Study Found Toxic Chemicals In Kitchen Cabinets, And Here's What You Need To Know

BuzzFeed News

Polychlorinated biphenyls (PCBs) are **chemicals** that were once used in the manufacture of insulation, electrical equipment, **and** other items but are no longer used because they are carcinogens. They were banned in the 1970s, **and** they tend to be found in Superfund sites, or those areas identified by ...

## After The Governor's Veto, The Fate of Vermont's Toxic Substances Bill

Vermont Public Radio

Live call-in discussion: New regulations for **toxic substances**—and a new agency to enforce them—passed both the House and Senate in April, but the bill was vetoed by Gov. Scott. Now lawmakers are working on a possible veto override. We're looking at what the bill could mean for Vermont, the ...

## Gov. Scott's veto of toxic chemicals bill will stand or fall in the VT House

BurlingtonFreePress.com

MONTPELIER - The Vermont Senate has voted to override the governor's veto of a **toxic chemicals** bill, setting up a decisive vote in the House of Representatives. Scott vetoed the bill Monday evening, fearing that it would "jeopardize jobs and make Vermont less competitive for businesses." With a vote ...